

## Message Text

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PAGE 01 STATE 053357

44

ORIGIN IO-14

INFO OCT-01 EUR-25 ISO-00 L-03 CAB-09 CIAE-00 COME-00

DODE-00 DOTE-00 EB-11 INR-10 NSAE-00 RSC-01 FAA-00

AF-10 ARA-16 EA-11 NEA-10 PM-07 H-03 NSC-07 PA-04

PRS-01 SPC-03 SS-20 USIA-15 OIC-04 /185 R

66604

DRAFTED BY IO/TRC:CGRIP:CLARA

APPROVED BY IO/TRC:MR. GRIP

EB/AVP - MR. MEADOWS

L/EB - MR. GAITHER

----- 130636

R 181421Z MAR 74

FM SECSTATE WASHDC

TO AMCONSUL MONTREAL

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E.O. 11652: N/A

TAGS: ICAO, ETRN, CA

SUBJECT: ICAO - SECRETARIAT LEGAL OPINION ON SENEGAL  
PROPOSAL

REF: MONTREAL 331

1. WE REGRET THAT SECRETARIAT'S LEGAL OPINION (TO EFFECT  
SENEGAL PROPOSAL INCONSISTENT ON TWO COUNTS WITH ARTICLE  
50B OF CHICAGO CONVENTION) WAS NOT PRESENTED FORTHRIGHTLY  
BY COUNCIL PRESIDENT OR LEGAL ADVISOR IN COURSE OF COUNCIL  
DELIBERATIONS. AS COUNCIL REJECTION OF SENEGAL PROPOSAL  
HAS REMOVED IT FROM FURTHER COUNCIL CONSIDERATION, WE CAN  
APPRECIATE SECRETARY GENERAL'S BELATED PREFERENCE NOT TO  
CIRCULATE OPINION IN WRITING NOW. ON OTHER HAND, US  
CALLED FOR WRITTEN LEGAL OPINION AND WAS PROMISED IT WOULD  
BE FORTHCOMING. DESPITE POINTS MADE BY SECRETARY GENERAL  
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PAGE 02 STATE 053357

AND US REPRESENTATIVE (REFTEL), IF THIS OBLIGATION NOW

RESCINDED IT WOULD ON BALANCE, IN OUR VIEW, WEAKEN RECORD  
SIGNIFICANTLY AND ABET FURTHER CONFUSION ON THIS ISSUE  
IF SENEGAL PURSUES IDEAS.

2. US REPRESENTATIVE SHOULD INFORM SECRETARY GENERAL,  
THEREFORE, THAT WE REGARD LEGAL OPINION, AND COUNCIL  
PRESIDENT'S PROMISE TO CIRCULATE IT IN WRITING, AS  
IMPORTANT FEATURES OF LEGISLATIVE HISTORY OF COUNCIL'S  
ACTION ON SENEGAL PROPOSAL, AND THAT WE HAVE REACHED CON-  
SIDERED OPINION THAT IT REMAINS IMPORTANT THAT IT BE  
CIRCULATED. KISSINGER

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NNN

## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** SECRETARY GENERAL, PERSONAL OPINION, ELECTION REFORM, AVIATION AGREEMENTS, REORGANIZATIONS, MEETING VOTING RECORDS  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 18 MAR 1974  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** morefirh  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1974STATE053357  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** CGRIP:CLARA  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
**Film Number:** n/a  
**From:** STATE  
**Handling Restrictions:** n/a  
**Image Path:**  
**ISecure:** 1  
**Legacy Key:** link1974/newtext/t19740335/aaaabgrr.tel  
**Line Count:** 72  
**Locator:** TEXT ON-LINE  
**Office:** ORIGIN IO  
**Original Classification:** LIMITED OFFICIAL USE  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 2  
**Previous Channel Indicators:**  
**Previous Classification:** LIMITED OFFICIAL USE  
**Previous Handling Restrictions:** n/a  
**Reference:** MONTREAL 331  
**Review Action:** RELEASED, APPROVED  
**Review Authority:** morefirh  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 15 APR 2002  
**Review Event:**  
**Review Exemptions:** n/a  
**Review History:** RELEASED <15 APR 2002 by boyleja>; APPROVED <27 JUN 2002 by morefirh>  
**Review Markings:**

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EO Systematic Review  
30 JUN 2005

**Review Media Identifier:**  
**Review Referrals:** n/a  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** ICAO - SECRETARIAT LEGAL OPINION ON SENEGAL PROPOSAL  
**TAGS:** ETRN, SG, CA, ICAO  
**To:** MONTREAL  
**Type:** TE  
**Markings:** Declassified/Released US Department of State EO Systematic Review 30 JUN 2005